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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

PETER SANTILLI,

Defendant

Case No.: 2:16-cr-00046-GMN-PAL

**NOTICE OF ASSERTION OF RIGHT TO
BE PRESENT IN COURT UNSHACKLED**

Peter Santilli hereby asserts his Fifth Amendment Right to be present in Court without shackles. See United States v. Sanchez-Gomez, ___F.3d___, 2017 WL 2346955, *13 (9th Cir., May 31, 2017):

If the government seeks to shackle a defendant [in court], it must first justify the infringement with specific security needs as to that particular defendant. Courts must [then] decide whether the stated need for security outweighs the infringement on a defendant's right. This decision cannot be deferred to security providers or presumptively answered by routine policies. All of these requirements apply regardless of a jury's presence or whether it's pretrial, trial or sentencing proceeding. Criminal defendants, like any other party appearing in court, are entitled to enter the courtroom with their heads held high.

/s/ Chris T. Rasmussen

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